G. R. S. 59] GPB—15,000—22-7-14

GENERAL AND REVENUE SECRETARIAT.

1896-97
(Police)

File No. 53

Serial Nos. 21, 26, 38 and 39

B
~~Papers Filed.~~

Month January 97

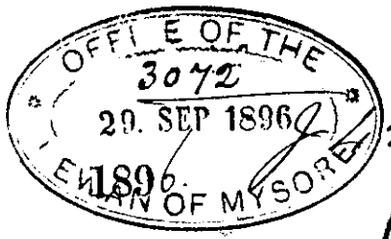
SUBJECT.

Prosecution in cases of fraud marriages during the year 1896-97 (Chickbasur)

PREVIOUS REFERENCES.	LATER REFERENCES.

In Secret
B B Shankuks

Gen. 30.]



22

1896.

SECTION Vol. 20

FILE No. 53 of 96

SERIAL No. 21

From

The Inspector General of Police
in Mysore.

To

The ~~General~~ Secretary to the
Government of Mysore,
General & Revenue Departments.

Dated 26th

Despatched 28th September 1896.

Received 29/ Camp. Lidlaghatta

General No. 1122
No. 132

Enclosure No. one.

Requesting sanction to the prosecution of the fathers of the bride and the bridegroom in an Infant Marriage case at Chickbasur in the Kadur Taluk.

29/9/96

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 1122 / 132 Dated Sidlaghatta 26th September 1896. 28th.

Enc. one

FROM

THE INSPECTOR GENERAL OF POLICE
IN MYSORE.

To

THE ~~GENERAL~~ SECRETARY TO THE
GOVERNMENT OF MYSORE,
General and Revenue Departments.

SIR,

I have the honor to forward herewith copy of letter No. 103 dated 16th instant from the Deputy Commissioner, Kadúr, reporting on the occurrence of an infant marriage at Chikbasur in the Kadúr Taluk in November 1895.

2. The Police enquiry shows that the parties are Kurubars by Caste, that a girl named Ningi aged 6 years and daughter of Haladasaya of Chikbasur in the Kadur Taluk was given in marriage to one Mallaya aged 12 or 13 years and son of Soma, a resident of Kandajadahally of the same Taluk and that the marriage was arranged by Haladasya and Soma the fathers of the bride and bridegroom respectively. There is no documentary evidence to prove the age of the girl, but the parents of the bride and the bridegroom admit that the girl was below 8 years at the time of the marriage and the Hospital Assistant at Kadúr who saw the girl is also of opinion that she is not over 6 years of age.

3. The Deputy Commissioner recommends the prosecution of C Haladasa and Soma, the fathers of the bride and the bridegroom and I accordingly beg that sanction may be accorded to prosecute them for an offence under section 3 of Regulation No. X of 1894.

I have the honor to be,
Sir,
Your most obedient Servant,

W. Gunasekara
Inspector General
of Police.

Deputy Commissioners Office
Kadur District.

No. 103

Dated 18th September 1896.

From,

The Deputy Commissioner,
Kadur District.

1/a

To,

The Inspector General
of Police in Mysore.

Sir,

I have the honor to bring to your notice another case of infant marriage which has been recently brought to light in the Kadur Taluk.

2. The marriage took place in Chikbasur village in November 1895 between a girl named Lingi aged 6 years, daughter of one Haladasya residing in that village and a boy named Mallaya aged 12 or 13 years son of one Soma residing in Kandagadahalli in the same Taluk.

3. The parties are Kurubars by caste among whom widow re-marriage, as well as marriage between adults, is permissible.

4. In the case now under notice, the marriage between the minors appears, from the statements of the parties concerned, to have been brought about in view to satisfy a debt which the girl's father Haladasya owed to the bridegroom's father Soma. It is said that when the latter went to demand the debt (viz Rs. 30) the former, being unable to meet otherwise, is said to have proposed the objectionable marriage as a means of discharging it. A custom seems to prevail among the lower orders of society to which Kurubars belong, which allows the father of a girl offered in marriage to levy a fee called "Sera" from the bridegroom's parents. The understanding between the parties in the present case was that the "Sera" was to go towards the payment of the debt.

This transaction, however crude in form, may be taken, especially when time-honored custom sanctions it, as a sort of dowry or present given to

the girl in time of marriage, the girls parents being free to utilize any portion of it as they liked.

5. The Patel of the village Sama Hanume Gowda and other villagers viz Vaggigana Hanuma, Hanuma and Gorava, say that the girl was at the time of marriage only 6 or 7 years of age. The parents of the girl and boy admit that the age of the girl was below 8 years when the marriage was celebrated.

6. The Hospital Assistant at Kadur who saw the minor girl is of opinion that the girl is not over 6 years. The Register of births and deaths which could have placed the question of age beyond all doubt is ascertained to have been destroyed. The parents have no horoscope to shew the date of the girl's birth. But one of the persons examined (Hanuma) attempts to fix the age of the married girl by saying that she was born a year before his own daughter was born and that his own daughter having born in "Karhabba" 5 years ago, the married girl must be his daughter's senior only by a year.

"Karhabba" is a feast annually celebrated by the villagers on the full moon day in "Jesta" and it may be conceded that that was about the time when the girl was born. The fathers of the married girl and boy are old persons verging on 65 and 50 respectively. Although in view of the advanced age of the parties, it may not be considered very desirable to institute proceedings against them under the Infant Marriage Prevention Regulation X of 1894, the provisions of which have not yet become widely known in out of the way villages, yet as the provisions of the Regulation have been clearly infringed and it is necessary to shew to the villagers how such marriages are viewed by Government, the sanction of Government may be sought to prosecute them.

I have &c.

Signed/ A. A. Sparkes.
Deputy Commissioner,
Kadur District.

"Copy"

[illegible]
Inspector General
of Police

SECTION Police

FILE No. S3 SF 96

SERIAL No. 26

6

(2)

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

READ—

Letter No. 1122 / 132 dated 26th September 1896

from the Inspector General of Police in Mysore

reporting that on the sixteenth instant an infant girl of the age of 6 years

named Lingi, daughter of one Haladasya,

of Chickhadve village in the Kadur Taluk

was married to one Mallaya, aged 12 or 13 years

~~Lad~~ son of one Sinnaya Kadayda

halli of the said Taluk,

at Chickhadve.

ORDER THEREON No. 1760. / J 531 DATED 8th September 1896

GCH

Under the provisions of section 8 of Regulation X of 1894, the Government are pleased to direct the prosecution, for offences under section 3 of the Mysore Infant Marriages Prevention Regulation, of all persons who caused the marriage of the infant girl named Lingi daughter of one Haladasya with a boy named Mallaya and of all persons who knowingly aided and abetted the same, ~~and of the said husband~~

C
5-10-96

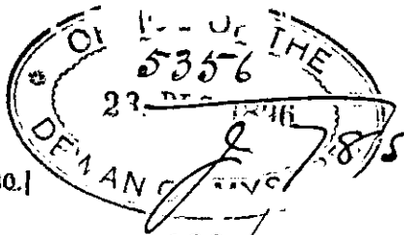
~~General~~ Secretary.

Chief Power
6/10/96

To

~~The Deputy Commissioner, Kadur District.~~

The Inspector General of Police in Mysore.



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Gen. 30.

(3)

SECTION Police

FILE No. 530 of 96

SER'AL No. 38

From

The Inspector General of Police
in Mysore.

To

The ~~General~~ Secretary to the
Government of Mysore,
General & Revenue Departments.

Dated 22nd

Despatched 4 December 1896.

Received 24 — " —

General No. 2078
No. 245

Enclosure No.

Reporting that four of the persons concerned in an Infant marriage case at Chickbasur in the Kadur Taluk, were sentenced to various terms of imprisonment.

J 23/12/96

Papers put up.

WB
1/197

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 2078/245 Dated. Bangalore, 22nd December 1896.

Enc.

FROM

THE INSPECTOR GENERAL OF POLICE
IN MYSORE.

To

THE ~~GENERAL~~ SECRETARY TO THE
GOVERNMENT OF MYSORE,
General and Revenue Departments.

SIR,

With reference to Government Proceedings No. 4710 of the 8th October last sanctioning the prosecution of the parties concerned in an infant marriage that took place at Chickbasur in the Kadur Taluk, I have the honor to state that the Deputy Commissioner, Kadur, reports that the marginally noted persons were convicted and sentenced on the 14th instant to simple imprisonment for the periods noted against their names, and that the abettor Waggayana Hanuma was acquitted for want of sufficient corroborative evidence.

1. Halladaya father of the bride Singi 2 weeks' simple imprisonment.
2. Singi wife of Halladaya.
3. Sama father of the bridegroom Mallaiya. } 10 days' simple imprisonment each.
4. Ranji wife of Sama.

I have the honor to be,
Sir,
Your most obedient servant,

M. Parthasaradhi Rao
Inspector General
of Police.

HM

No. 1196 / 1892 / 98-1-97

(4)

Read:-

SECTION GENERAL MYSORE

FILE No. 53 1/4

SER AL No 39

Letter No: 2078/245 of 22-12-96 from the Inspector General of Police in Mysore reporting the result of the trial of the marginally noted persons who were concerned in the infant marriage that took place at Chickbasur in the Kadur Taluk, and whose prosecution was sanctioned in Govt. Pro No: 4710/531 dated 8th October 1896.

1. Hakadaraya, father of the bride boy. Sentenced to 2 weeks simple imprisonment
2. Ishpi, wife of Hakadaraya, " 10 days "
3. Sanna, father of the bridegroom Mallaiya " Do "
4. Ranji, wife of Sanna " Do "

Order thereon.

Recorded.

6-1-97

Secty

To

The D.G. of Police in Mysore.